

Guardianship Program Rules

102 Definitions

102.1 "Applicant" means any individual or agency that submits an application to become a CPG or a Certified Professional Guardian Agency.

102.2 "Agency" means any legal entity in the State of Washington authorized by its formation documents to act as a fiduciary, guardian, or limited guardian. (Revised 3-8-10).

102.3 "Conditional approval" is the status granted by the Board to applicants that meet application requirements. Conditionally approved applicants must complete additional outstanding obligations, as identified by the Board, in order to attain certification. Conditional approval shall not authorize an applicant to identify him/herself as a certified professional guardian or a conditional approved certified professional guardian. (Adopted 7-9-12).

102.4 "Designated CPG" means the certified professional guardians within an agency who have the final decision-making authority for incapacitated persons or their estate on behalf of the agency. (Revised 4-13-15).

102.5 "Experience working in a discipline pertinent to the provision of guardianship services" in GR 23(d)(1)(iv) includes volunteer work experience that is supervised, verifiable and based on actual hours worked, except as otherwise set forth in these regulations. (Adopted 8-10-09).

102.6 "Experience working in a discipline pertinent to the provision of guardianship services" in GR 23(d)(1)(iv) does not include providing services for a family member. (Adopted 9-14-09).

102.7 "Experience working in a discipline pertinent to the provision of guardianship services" in GR 23(d)(1)(iv) includes experience in which the applicant has developed skills that are transferable to the provision of guardianship services. (Adopted 8-10-09).

102.8 "Decision-making or the use of independent judgment on behalf of others" in GR 23(d)(1)(v) is not limited to incapacitated persons. (Adopted 8-10-09)

102.9 "Fees and Filing Requirements Table" refers to the listing of Board-approved fees for the various CPG and agency application and reporting requirements identified in these Regulations. The Fees and Filing Requirements Table is accessible to the public online at http://www.courts.wa.gov/programs_orgs/guardian. (Adopted 7-9-12).

102.10 "GR 23" refers to Washington State Court General Rule 23 which establishes the scope and authority of the CPG Board, minimal qualifications for guardian and agency applicants, and mandatory ongoing guardian and agency disclosure

requirements. Washington State Court Rules are found at www.courts.wa.gov/court_rules. (Adopted 7-9-12).

102.11 "On behalf of others" in GR 23(d)(1)(v) means for the benefit of others. (Adopted 8-10-09) Every person or agency desiring to be certified as a CPG must submit an application approved by the CPG Board, undergo a criminal history check, pay the fee set by the CPG Board, attend a mandatory training, and satisfy all requirements set forth in the applicable rules and regulations.